

PATENT  
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants:	Robert K. Evans and David B. Volkin		
Serial No.:	To be assigned	Case No.:	20634YCA
Filed:	On even date herewith		
For:	ADENOVIRUS FORMULATIONS		

Art Unit: 1648

Examiner:  
Shanon Foley

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**PRELIMINARY AMENDMENT,  
37 C.F.R. § 1.111, 1.115**

EXPRESS MAIL CERTIFICATE

DATE OF DEPOSIT: March 2, 2004

EXPRESS MAIL NO.: EV321988512 US

I HEREBY CERTIFY THAT THIS CORRESPONDENCE IS BEING DEPOSITED WITH THE UNITED STATES POSTAL SERVICE AS EXPRESS MAIL "POST OFFICE TO ADDRESSEE" ON THE ABOVE DATE IN AN ENVELOPE ADDRESSED TO:

COMMISSIONER FOR PATENTS  
P.O. BOX 1450  
ALEXANDRIA, VIRGINIA 22313-1450

MAILED BY: Kore Schepers

DATE: March 2, 2004

Sir:

Preliminary to the examination of this Rule 53(b) continuing application, please enter the following amendment to the specification and claims prior to calculating the filing fee for this application.

A final Office Action was mailed December 2, 2003 in the parent application, U.S. application serial no. 09/799,937, filed March 6, 2001. This Rule 53(b) continuation application is entered, by Express Mail, on March 2, 2004. Therefore, the '937 application is co-pending as of the filing date of the above-identified application.

Please charge any fees associated with entry of this Rule 53(b) application, Preliminary Amendment, or any other fees due in regard to entry of any of the attached papers related to said continuing application, as a large entity, to Deposit Account No. 13-2755. Please credit any overpayment or charge any fee deficiency, as a large entity, to Deposit Account No. 13-2755.

*Amendments to the Specification* begin on page 3 of this paper.

*Amendments to the Claims* begin on page 4 of this paper.

*Listing of the Claims* begin on page 5 of this paper.

*Amendments to the Drawings* – None

*Remarks* begin on page 12 of this paper.